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<u>PATENT</u>

Attorney Docket No.: S-3-1

On June 8. 2004

By Michelle Nibely

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

RONALD A. UNDERWOOD et al.

Application No.: 09/512,742

Filed: February 24, 2000

For: METHODS FOR

**ELECTROSURGICAL TISSUE** 

CONTRACTION WITHIN THE SPINE

Examiner: Lee S. Cohen

Art Unit: 3739

REQUEST TO WITHDRAW FINALITY OF THE OFFICE ACTION

AND AMENDMENT

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Sir:

This is in response to the Office Action mailed March 8, 2004, for which a response is due June 8, 2004. Thus, this response is timely filed.